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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

ERIC J. BERGIN,

Case No. 3:12-cv-01604-BR

Plaintiff,

v.

STIPULATION AND [PROPOSED] ORDER RE VOLUNTARY DISMISSAL OF PLAINTIFF'S FIRST CAUSE OF ACTION (DISABILITY DISCRIMINATION)

PACIFIC OZONE TECHNOLOGY, INC., a foreign corporation,

Defendant.

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff Eric

J. Bergin and Defendant Pacific Ozone Technology, Inc. hereby stipulate and request

that Plaintiff's First Cause of Action for Disability Discrimination in violation of ORS 659A.112 be dismissed with prejudice.

IT IS SO STIPULATED,

DATED: October 22, 2013

GLENN SOLOMON, ESQ.

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Attorneys for Defendant Pacific Ozone Technology, Inc.

IT IS SO ORDERED:

Dated: November 1, 2013

JUDGE

4818-6985-5766, v. 1